Docket No. 040027U009CIP1US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Russell Houser Confirmation No.: 9075

Filed: April 16, 2004 Group Art Unit: 3734

Serial No: 10/826,028 Examiner: Yabut, Diane D.

For: SIZING AND SHAPING DEVICE FOR TREATING CONGESTIVE

HEART FAILURE

M/S Amendments Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT & RESPONSE TO RESTRICTION REQUIREMENT

Examiner:

In response to the Restriction Requirement of March 20, 2007, please amend the aboveidentified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 26 of this paper.

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